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A regular meeting of the City Council was held in the Council Chamber, City Hall, at 4 p.m., on Wednesday, June 25, 1947, with Mayor Baxter presiding, and Councilmen Albea, Childs, DeLaney, Jordan, Lambeth, McKee and White present.

INVOCATION.

The invocation was given by the Reverend C. A. Backman, Pastor, First Church of God.

MINUTES APPROVED.

Upon motion of Councilman Albea, seconded by Councilman Childs, the minutes of the last meeting, on June 18th, were approved as submitted.

ORDINANCE (No.16) ADOPTED TO PROVIDE FOR CHANGE IN ZONING MAP IN VICINITY OF STATESVILLE AVENUE AREA ONLY.

Pursuant to the introduction of an Ordinance on June 4, 1947, with respect to amending the Zoning Map, and the adoption of a resolution providing for a public hearing on June 25th, and the publication of notice of said hearing in The Charlotte News on June 10th and 17th, the Mayor announced that persons would now be heard with regard to the proposed amendment.

Mr. J. P. Harrill expressed objection, on behalf of the residents within the affected area, to the change from a Residence District to an Industrial District, stating the area was now strictly residential and the construction of business houses therein was not desired.

Upon inquiry by the City Manager as to whether the residents objected to the re-zoning of the entire area, Mr. Harrill advised they objected to the re-zoning of the area north of Fordson and Lucena Avenues, and not the area between Statesville Avenue, Edison Street, north of Fordson Avenue to the south of Carter Avenue.

Whereupon, the Mayor stated that the proposed change in the zoning of the area north of Fordson and Lucena Streets would be deferred for investigation, and the Ordinance would now be presented for action on only the Statesville Avenue area.

The following ordinance was presented and read, and upon motion of Councilman Childs, seconded by Councilman McKee, was unanimously adopted:

ORDINANCE NO. 16. AN ORDINANCE AMENDING
CHAPTER 21 OF THE CITY CODE WITH RESPECT
TO THE ZONING ORDINANCE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHARLOTTE:

Section 1. That Chapter 21, Section 2 of the City Code of the City of Charlotte (O.B.10) be amended by having 'Building Zone Map, City of Charlotte, North Carolina' amended by changing from R2 District to Industrial District, the following described area:

Property between Statesville Avenue on the West,
Edison Street on the East, North of Fordson Avenue
and to South of Carter Avenue and an extension of
the South line of Carter Avenue to its intersection
with the East edge of Edison Street.

Section 2. That this ordinance shall become effective upon its adoption after a public hearing in connection therewith.

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SPCAY

ORDINANCE (NO.17) ADOPTED PROVIDING FOR CHANGE IN ZONING MAP.

Pursuant to the introduction of an Ordinance on June 4, 1947, with respect to amending the Zoning Map, and the adoption of a resolution providing for a public hearing on June 25th, and the publication of notice of said hearing in The Charlotte News on June 10th and 17th, the Mayor stated that interested persons would be heard with regard to the proposed amendment.

There being no objections expressed to the amendment, the following ordinance was presented and read, and upon motion of Councilman Lambeth, seconded by Councilman Jordan, was unanimously adopted:

ORDINANCE NO. 17. AN ORDINANCE AMENDING
CHAPTER 21 OF THE CITY CODE WITH RESPECT
TO THE ZONING ORDINANCE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHARLOTTE:

Section 1. That Chapter 21, Section 2 of the City Code of the City of Charlotte (O.B.#10) be amended by having "Building Zone Map, City of Charlotte, North Carolina" amended by changing from Residential District to Industrial District, the following described area:

Including all property south of a line running with the alley behind lots facing northeast on Plymouth Avenue from Hutchinson Avenue at the west to Dalton Avenue at the east, including the corner.

Section 2. That this ordinance shall become effective upon its adoption after a public hearing in connection therewith.

ORDINANCE (NO. 21) ADOPTED PROVIDING FOR CHANGE IN ZONING MAP.

Pursuant to the introduction of an Ordinance on June 4, 1947, with respect to amending the Zoning Map, and the adoption of a resolution providing for a public hearing on June 25th, and the publication of notice of said hearing in The Charlotte News on June 10th and 17th, the Mayor announced that interested persons would now be heard on the proposed amendment:

No objections were expressed to the amendment, and the following ordinance was presented and read, and upon motion of Councilman Childs, seconded by Councilman McKee, was unanimously adopted:

ORDINANCE NO. 21. AN ORDINANCE AMENDING
CHAPTER 21 OF THE CITY CODE WITH RESPECT
TO THE ZONING ORDINANCE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHARLOTTE:

Section 1. That Chapter 21, Section 2 of the City Code of the City of Charlotte (O.B.#10) be amended by having "Building Zone Map, City of Charlotte, North Carolina" amended by changing from Residential District to Business 1 District the following described area:

The property extending north on Kenilworth Avenue a distance of approximately 250 feet to the existing property line; thence west a distance of approximately 180 feet; thence south a distance of approximately 246'8"; thence east along East Boulevard a distance of approximately 182 feet, being the northwest corner of East Boulevard and Kenilworth Avenue.

Section 2. That this ordinance shall become effective upon its adoption after a public hearing in connection therewith.

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ORDINANCE (NO.20) PROVIDING FOR CHANGE IN ZONING MAP REFERRED BACK TO BOARD OF ZONING ADJUSTMENT FOR RECONSIDERATION.

Pursuant to the introduction of an Ordinance on June 4, 1947, with respect to amending the zoning map, and the adoption of a resolution providing for a public hearing on June 25th, and the publication of notice of said hearing in The Charlotte News on June 10th and 17th, the Mayor stated that interested persons would now be heard with regard to the proposed amendment.

Mr. E. F. Dixon presented a petition bearing the signatures of twenty-eight residents of the vicinity of Commonwealth Avenue, protesting the change from Residence 1 and 2 Districts to a Business 1 District within the proposed area, to wit: "Property bounded on the East by the Plaza, on the South by Commonwealth Avenue, on the West by Thomas Avenue and on the North by the presently zoned B-1 district".

Mrs. E. F. Dixon, Mr. Peele and the Reverend W. A. Gamble, residents of the vicinity, expressed vigorous opposition to the proposed zoning change.

Mr. E. A. Cole stated that he made the request to the Board of Adjustment for the change in zoning for the area in question; that he had been a resident of The Plaza section for forty-seven years, watched the growth and congestion of business houses on Central Avenue, realized that business must expand beyond Central Avenue and now desired to erect a laundry and other business houses on the property in question. He urged the change in the zoning from residential to business.

Councilman White moved that the amendment be referred back to the Board of Adjustment for reconsideration. Motion seconded by Councilman DeLaney, and unanimously carried.

PROPOSED CONSTRUCTION OF UPTOWN REST ROOMS REFERRED TO CITY MANAGER.

The construction of uptown rest rooms, proposed by Mayor Baxter, was referred to the City Manager for a preliminary survey study by the Engineering Department, and report to Council.

RESOLUTION RELATIVE TO MEMORIAL PLOT AT EVERGREEN CEMETERY FOR ERECTION OF MEMORIAL TO VETERANS OF WORLD WAR II.

A resolution entitled, RESOLUTION SETTING ASIDE A TRIANGULAR PLOT OF LAND AT EVERGREEN CEMETERY FOR MEMORIAL TO DECEASED VETERANS OF WORLD WAR II, was introduced and read. Councilman Lambeth moved the adoption of the resolution as read. Motion seconded by Councilman McKee, and unanimously carried. Resolution is recorded in Resolution Book 1, at Page 38.

CONTRACT WITH HAYES CONSTRUCTION COMPANY FOR SANITARY SEWERS IN GRAHAM HEIGHTS SUBDIVISION.

Councilman Alba moved that contract be authorized with Hayes Construction Company for the construction of a sanitary sewer in Graham, Grimes, Concordia and Bancroft Streets (Graham Heights Subdivision), for a distance of 4,971 feet, at an estimated cost of \$12,536.76, and that the applicant's deposit of \$4,936.76 be refunded if and when an additional 25 houses are connected to the sewer. Motion seconded by Councilman Jordan, and unanimously carried.

CONTRACTS WITH TILLET & CAMPBELL, ATTORNEYS, AND COCHRAN, MCLENEGHAN & LASSITER, ATTORNEYS, FOR SERVICES IN CONNECTION WITH THE AVIATION COMMITTEE.

Councilman White moved that the following contracts be authorized and payments made. Motion seconded by Councilman Childs, and unanimously carried:

- (a) Contract with Tillett & Campbell, for fee and expenses in connection with filing petition and hearing in the Southeastern States Case

before the Civil Aeronautics Board, during the months of June, July and August, 1946, in the amount of \$816.44.

- (b) Contract with Cochran, McCleneghan and Lassiter, for fee and expenses in connection with filing petitions and hearings in the Boston-New Orleans Case and the Southeastern States Case, before the Civil Aeronautics Board, during the period of June 1946 to May 1947, in the amount of \$1,717.23.

CONTRACTS FOR PURCHASES.

The following contracts for purchases, and the allocation of funds therefor, if necessary, were authorized upon motion of Councilman Albae, seconded by Councilman DeLaney, and unanimously carried:

- (a) Contract with Concrete Supply Company for 4,000 tons of Crushed Stone, in the sum of \$9,546.00, for the Street Department.
- (b) Contract with H. V. Johnson & Son, for 787.3 tons of coal, in the sum of \$8,012.23.
- (c) Contract with Martins Department Store, for uniforms for the Fire Department, in the sum of \$4,166.40.
- (d) Contract with Belk Bros. Company for 348 shirts for the Fire Department, in the sum of \$2,133.00.
- (e) Contract with C. B. Wiggins, for drilling test holes to determine foundation conditions in the design and location of the new water storage reservoir, in the sum of \$984.00.

SPECIAL OFFICER PERMIT.

Upon motion of Councilman Lambeth, seconded by Councilman Jordan, the appointment of E. Z. Walkins, Sr., as a Special Police Officer, on the premises of Lawrence's Cafe, 527 East First Street, was unanimously authorized.

HOLIDAY ON JULY 4th and 5th.

Councilman Albae moved that City Employees be granted a holiday on July 4th and 5th in observance of the Signing of the Declaration of Independence. Motion seconded by Councilman Jordan, and unanimously carried.

LEASE OF BUILDING NO. 317 AT DOUGLAS MUNICIPAL AIRPORT.

The City Manager reported the lease of Building #317 at Douglas Municipal Airport to the Pure Oil Company, at a monthly rental of \$40.00, for a period of one year from July 1, 1947.

CEMETERY DEEDS.

Councilman Childs moved that the Mayor and City Clerk be authorized to execute deeds for the following cemetery lots. Motion seconded by Councilman McKee, and unanimously carried:

- (a) To Mrs. S. F. Pendleton, southeast 1/4 of Lot 76, in Section E, Elmwood Cemetery, at \$50.40.
- (b) To Estate of Troy Hunsicker, Lot 277, Section Y, Elmwood Cemetery, at \$35.00.

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- (c) Perpetual Care to J. H. Morrow, Executor of Estate of Miss Annie Morrow, on Lot 16-Fraction, Section C, Elmwood Cemetery, at \$72.00.
- (d) Perpetual care to W. A. McDonald, on southeast 1/4 of Lot 75, Section T, Elmwood Cemetery, at \$36.00.
- (e) Perpetual Care to Mrs. James E. Hobbs, on north half of Lot 180, Section Q, Elmwood Cemetery, at \$50.00.

UNANIMOUS CONSENT GIVEN PRESENTATION OF UNDOCKETED ITEMS.

Upon motion of Councilman Albaea, seconded by Councilman Childs, the following items not included in the Docket were presented with the unanimous consent of Council.

LEASE OF BUILDING NO. TS-80 AT DOUGLAS MUNICIPAL AIRPORT TO MORRIS FIELD METHODIST CHAPEL.

Mayor Baxter stated Mr. Sherrill B. Biggers, Minister, Morris Field Methodist Chapel requests the lease of Building TS-80, which is adjacent to the Chapel, for use as a Church School. The Mayor recommended the lease of said building as requested.

Councilman Lambeth moved that Building No. TS-80, at Douglas Municipal Airport be leased to the Morris Field Methodist Chapel, at a rental of \$1.00 per annum, for a period concurrent with the lease of the Chapel. Motion seconded by Councilman McKee, and unanimously carried.

APPOINTMENT OF JAMES B. MCMILLAN AS VICE-RECORDER.

Councilman Lambeth nominated Mr. James B. McMillan, Attorney, as Vice-Recorder of the City of Charlotte, and moved his appointment. Motion seconded by Councilman Jordan, and unanimously carried.

ADJOURNMENT.

Upon motion of Councilman Lambeth, seconded by Councilman McKee, the meeting was adjourned.

Leticia R. Hoffman
City Clerk